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STATE OF NORTH CAROLINA  
GUILFORD COUNTY

IN THE GENERAL COURT OF JUSTICE  
SUPERIOR COURT DIVISION  
14 CVS 6767

MICHAEL WOODS, an individual; )  
RAMONA WOODS, an individual; )  
and BNT AD AGENCY, LLC. )

Plaintiffs, )

vs. )

CITY OF GREENSBORO, North Carolina, )  
a municipality, and the following current and )  
former members of the City Council in their )  
official and individual capacities, TONY )  
WILKINS, NANCY HOFFMAN, NANCY )  
VAUGHN, ZACK MATHENY, MARIKAY )  
ABUZUAITER, T. DIANNE BELLAMY- )  
SMALL )

Defendants. )

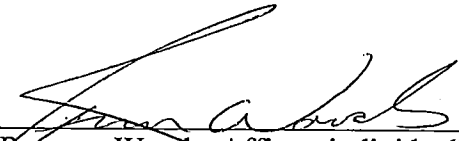
VERIFICATION OF COMPLAINT

**NOW COMES** Ramona Woods (“**Affiant**”) being of sound mind and body, over the age of eighteen (18) years old, having been duly sworn and deposed and sworn, hereby affirms and verifies as follows:

1. I am a named individual Plaintiff in the above captioned action and a Manager of the Plaintiff limited liability company, BNT Ad Agency, LLC.
2. I have read the forgoing Complaint and have actual first-hand knowledge of the various facts and matters asserted and alleged therein.
3. All such facts and matters asserted and alleged in the Complaint against the various Defendants are true and accurate to the best of my knowledge, and those facts and matters alleged upon information and belief, are true and accurate to my knowledge.

Further Affiant sayeth not.

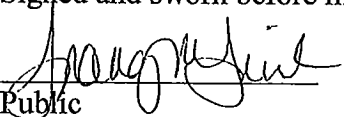
This the 18 day of June.

  
\_\_\_\_\_  
Ramona Woods, Affiant, individually  
and in the official capacity as Manager  
of BNT Ad Agency, LLC.

STATE OF NORTH CAROLINA

Guilford COUNTY

Signed and sworn before me this 18 day of June 2014.

  
\_\_\_\_\_  
Notary Public

My commission expires: 10/18/2014

# MICHAEL A. JONES & ASSOCIATES, P.L.L.C.

ATTORNEYS AT LAW

TELEPHONE: (919) 688-9882  
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jonesmlaw@aol.com

100 EAST PARRISH STREET  
CHANCELLOR BUILDING, SUITE 450  
DURHAM, NORTH CAROLINA 27701

2014 AUG 27 PM 3:34

TOLL FREE: (877) 688-9887  
LICENSED IN NORTH AND  
SOUTH CAROLINA

August 27, 2014

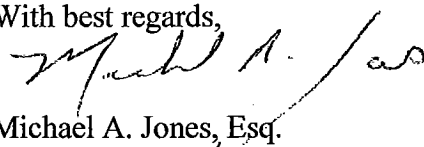
Clerk of Superior Court  
Guilford County Courthouse  
201 South Eugene Street  
Greensboro, North Carolina 27401

**RE: FILING OF VERIFICATION**

Dear Clerk of Court:

If you would be so kind, please file the original of the enclosed Verification of Complaint and return the copy to me in the self-addressed stamped envelope.

With best regards,



Michael A. Jones, Esq.

FILED

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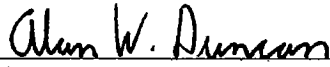
)

)

)

)

This the 11th day of August, 2014.



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Alan W. Duncan  
N.C. State Bar No. 8736  
Stephen M. Russell, Jr.  
N.C. State Bar. No. 35552  
VAN LANINGHAM DUNCAN PLLC  
300 N. Greene St., Suite 850  
Greensboro, NC 27401  
Telephone: 336-645-3320  
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[aduncan@vldlitigation.com](mailto:aduncan@vldlitigation.com)  
[srussell@vldlitigation.com](mailto:srussell@vldlitigation.com)

*Counsel for Defendants Tony Wilkins, Nancy Hoffman, Mayor Nancy Vaughan, Zack Matheny, Marikay Abuzuaiter, and T. Dianne Bellamy-Small, all in their individual capacities*

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that the foregoing document was served by first class mail upon the following:

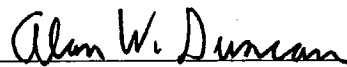
Tom Carruthers  
Greensboro City Attorney's Office  
P.O. Box 3136  
Greensboro, NC 27402-3136  
*Attorney for the City of Greensboro and  
the current and former City Council  
members in their official capacities*

Michael A. Jones  
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*Attorney for Plaintiffs*

Willie E. Gary  
Gary, Williams, Parenti, Watson & Gary  
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Stuart, FL 34994  
*Attorney for Plaintiffs*

James Leonard Brown  
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Los Angeles, CA 90036  
*Attorney for Plaintiffs*

This the 11th day of August, 2014.

  
\_\_\_\_\_  
Alan W. Duncan

MICHAEL A. JONES & ASSOCIATES, P.L.L.C.  
ATTORNEYS AT LAW

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LICENSED IN NORTH AND  
SOUTH CAROLINA

August 20, 2014

Guilford County Clerk of Superior Court  
c/o Civil Filing Division  
201 South Eugene Street  
Greensboro, North Carolina 27401

**RE: FILING OF ACCEPTANCE OF SERVICE**

Dear Clerk of Court:

If you would be so kind, please file the enclosed Acceptance of Service and return the copies to my attention in the self-addressed stamped envelope.

Thank you for your assistance in advance.

With best regards,

  
Michael A. Jones, Esq.

FILED

STATE OF NORTH CAROLINA

IN THE GENERAL COURT OF JUSTICE

GUILFORD COUNTY

2014 AUG 11 AM 10:29 SUPERIOR COURT DIVISION

14 CVS 6767

GUILFORD COUNTY, C.S.C.

AUG 20 2014

*Dec*

MICHAEL WOODS, an individual;  
RAMONA WOODS, an individual;  
and BNT AD AGENCY, LLC.

BY                     

Plaintiffs,

vs.

AMENDED COMPLAINT

CITY OF GREENSBORO, North Carolina,  
a municipality, and the following current and  
former members of the City Council in their  
official and individual capacities, TONY  
WILKINS, NANCY HOFFMAN, NANCY  
VAUGHAN, ZACK MATHENY, MARIKAY  
ABUZUAITER, T. DIANNE BELLAMY-  
SMALL

Defendants.

NOW COMES Michael Woods, Ramona Woods and BNT Ad Agency, LLC. by and through counsel, and hereby alleges against the City of Greensboro, North Carolina, and current and former City Council members, jointly and severally, as follows:

**PARTIES & JURISDICTION**

1. Plaintiff Michael Woods is a citizen and resident of Guilford County, North Carolina and a member of BNT Ad Agency, LLC. at all relevant times complained of herein. (hereinafter referred to as "**Plaintiff Michael Woods**").
2. Plaintiff Ramona Woods is a citizen and resident of Guilford County, North Carolina and a member of BNT Ad Agency, LLC. at all relevant times complained of herein. (hereinafter referred to as "**Plaintiff Ramona Woods**").



3. BNT Ad Agency, LLC. is a duly incorporated North Carolina limited liability company, providing family oriented network television programming, having its principal place of business located in Greensboro, Guilford County, North Carolina at all material times complained of herein (hereinafter referred to as “**Plaintiff BNT**”).
4. The City of Greensboro is a body corporate under the laws of the state of North Carolina and existing within the County of Guilford, North Carolina and is capable of prosecuting and defending suits for or against the corporation for purposes of N.C. Gen. Stat. §160A-11. Defendant Greensboro is a public body for purposes of the applicable sections of the North Carolina General Statutes (hereinafter referred to as “**Defendant Greensboro**” and “**City of Greensboro**”).
5. At all material times herein, Defendant Greensboro was managed and operated by the City Council of Greensboro (hereinafter referred to as the “**City Council**”). And, each of the individual members comprising the City Council identified in Paragraphs 7 to 13 below, both current and former, are hereby sued in their official and individual capacities.
6. Upon information and belief, Defendant Greensboro has waived immunity to the extent that the same is a protection for those claims to which it is applicable by the purchase of insurance or reinsurance.
7. Defendant Tony Wilkins (hereinafter referred to as “**Defendant Wilkins**”) upon information and belief is a citizen and resident of Guilford County, North Carolina and a current member of the City Council at all relevant times complained of herein.
8. Defendant Nancy Hoffman (hereinafter referred to as “**Defendant Hoffman**”) upon information and belief is a citizen and resident of Guilford County, North Carolina and a current member of the City Council at all relevant times complained of herein.

9. Defendant Nancy Vaughan (hereinafter referred to as “**Defendant Vaughan**”) upon information and belief is a citizen and resident of Guilford County, North Carolina and a current member of the City Council at all relevant times complained of herein.
10. Defendant Zack Matheny (hereinafter referred to as “**Defendant Matheny**”) upon information and belief is a citizen and resident of Guilford County, North Carolina and a current member of the City Council at all relevant times complained of herein.
11. Defendant Marikay Abuzuaiter (hereinafter referred to as “**Defendant Abuzuaiter**”) upon information and belief is a citizen and resident of Guilford County, North Carolina and a current member of the City Council at all relevant times complained of herein.
12. Defendant T. Dianne Bellamy-Small (hereinafter referred to as “**Defendant Bellamy-Small**”) upon information and belief is a citizen and resident of Guilford County, North Carolina and a former member of the City Council at all relevant times complained of herein.
13. At all relevant times herein, Defendant Wilkins, Defendant Hoffman, Defendant Vaughn, Defendant Matheny, Defendant Abuzuaiter, and Defendant Bellamy-Small, each of whom are sued in their individual and official capacities, were at all times acting under the color of State law, to wit, under color of the statutes, ordinances, regulations, policies customs, practices and usages of the State of North Carolina.

#### **FACTUAL ALLEGATIONS**

14. Paragraphs 1-13 of this Complaint are hereby fully realleged and reincorporated hereinafter.
15. Sometime in April 2013, Plaintiffs Michael and Ramona Woods, in their individual capacities and as managing members of Plaintiff BNT, discussed with various City of

Greensboro officials what a successful minority owned Greensboro-based television network would mean to the Greensboro community at-large in terms of job creation, skills and training in new industry, economic development and the potential of national and international exposure.

16. At the time of these discussions with City of Greensboro officials, Plaintiff BNT had already invested more than \$800,000.00 into the infrastructure, development and production of a situation comedy ("sitcom") known as Whatcha Cookin, scheduled for possible syndication for the upcoming 2014 television season upon completion of the final episodes.
17. Various members of the City of Greensboro's Economic and Business Development office concurred that Defendant Greensboro should support the Whatcha Cookin sitcom project.
18. Defendant Greensboro subsequently suggested and recommended that Plaintiff BNT submit an application for a loan and agreed to assist Plaintiff BNT in framing an application for a \$300,000.00 ten year, economic development loan for presentation to the City Council.
19. Upon the recommendation of Greensboro City officials, Plaintiff BNT invited the entire City Council to its studio to present the status of the economic development already in progress along with the Whatcha Cookin sitcom project, and to outline Plaintiff BNT's needs for additional funds to complete shooting the final episodes necessary for syndication of the Whatcha Cookin sitcom in time for the 2014 television season.
20. Defendant Greensboro's \$300,000.00 economic development loan to Plaintiff BNT was to be secured by Plaintiff Michael and Ramona Woods' personal residence located in

Greensboro, North Carolina, which had more than enough equity to fully collateralize the loan.

21. The amount of equity in the Plaintiffs' residence was confirmed by a May 28, 2013 appraisal performed by LR Appraisals, Inc., who was chosen as the appraiser of choice by Defendant Greensboro. The appraisal confirmed a value of \$975,000.00, resulting in equity well over the \$300,000.00 loan, after consideration of all existing loans secured by the residence.
22. The \$300,000.00 loan to Plaintiff BNT was approved by Defendant Greensboro at the June 18, 2013 meeting of the Greensboro City Council by a 7 to 2 vote.
23. Plaintiff BNT had made it expressly clear to Defendant Greensboro that because of certain critical timing issues involved, time was of the essence in completing the remaining episodes and prompt funding and disbursement of the approved loan was critical.
24. Following the June 18, 2013 loan approval, and in reasonable reliance upon assurances by Defendant Greensboro that the funds would be forthcoming within a matter of a few days, Plaintiff BNT immediately made substantial financial commitments, including shooting five (5) more of the required thirteen (13) Whatcha Cookin episodes, and gave assurances to the industry that the sitcom project would be ready as scheduled.
25. Following the June 18, 2013 City Council vote, it was brought to the Plaintiffs' attention that the Resolution drafted would have to be amended to reflect that Defendant Greensboro's security interest would be a third-position lien rather than a second-position lien security interest.
26. Plaintiff BNT and the Plaintiffs Michael and Ramona Woods were informed that this

amendment was required because the Resolution initially drafted by the Greensboro City Attorney's office stated that the loan would be secured by a note and deed of trust with Defendant Greensboro's interest secured by "no more than a second lien" on the real property and improvements.

27. The Resolution was drafted, despite the fact that, prior to placing the loan on the June 18, 2013 agenda, Defendant Greensboro had full details regarding the amount and nature of the liens against the Plaintiffs' residence, including the fact that there was already a first and a second lien against the property.
28. Under the existing circumstance, Plaintiffs Michael and Ramona Woods and Plaintiff BNT, were under the reasonable impression and led to believe that the purpose of the special meeting by the City Council was perfunctory in nature and solely for the purpose of correcting language in the Resolution to state that the city of Greensboro's interest would be secured by "no less than a third (instead of a second) lien."
29. Notwithstanding all of the prior assurances made on June 18, 2013 and thereafter, Defendant Greensboro reneged on its loan approval at a July 16, 2013 City Council meeting, using as a pretext, that it was not willing to take a third-position security interest rather than a second-position security interest.

**FIRST CAUSE OF ACTION**  
**VIOLATION OF 42 U.S.C. §§ 1981, 1983 OF THE EQUAL PROTECTION**  
**CLAUSES TO THE 14<sup>TH</sup> AMENDMENT TO THE U.S. CONSTITUTION**  
**& ARTICLE I, SEC. 19 OF THE NORTH CAROLINA CONSTITUTION**

30. Paragraphs 1-29 of this Complaint are hereby fully realleged and reincorporated hereinafter.
31. At all material times to this action, Sections 1981 and 1983 of the Civil Rights Act of

1866 (42 U.S.C. Section 1981, and 1983) provide redress for violations of constitutionally guaranteed rights, including, without limitation, rights guaranteed under the Equal Protection Due Process Clause of the 14<sup>th</sup> Amendment.

32. Article I, Section 19 of the North Carolina Constitution states that: “No person shall be denied the equal protection of the laws; nor shall any person be subjected to discrimination by the State because of race, color, religion, or national origin.”
33. Said constitutional and statutory provisions were in full force and effect during all times relevant to this action.
34. As a minority-owned limited liability company owned, that acquired an imputed racial identity as an African American company, Plaintiff BNT and Plaintiffs Michael and Ramona Woods, were within a protected class and entitled to the protections of the constitutional and statutory provisions alleged herein, including, without limitation, the equal protection clause of the 14 Amendment of the of the U.S. Constitution, the provisions of 42 U.S.C. §§ 1981 and 1983, and Article I, Section 19 of the N.C. Constitution.
35. Plaintiff BNT and Plaintiffs Michael and Ramona Woods were fully qualified to be awarded the loan for which it applied and indeed was initially approved.
36. Upon information and belief, the Defendants subsequently reneged upon and denied Plaintiffs’ loan on an intentional discriminatory basis, while concocting the pretext that such loan was being denied due to a third-position security interest.
37. Plaintiff BNT and Plaintiffs Michael and Ramona Woods were treated differently from white citizens and non-minority owned businesses, as a matter of course, who have applied for and been approved through the same loan process evidenced as follows:

(a) Defendants' refusal to amend the closing conditions to allow Defendant Greensboro to take a third, but fully secured, position (behind the Plaintiffs' first mortgage and equity line of credit) constituted a de facto revocation of the prior loan approval.

(b) Because there was sufficient equity in the property to fully secure Greensboro's loan, irrespective of whether the City's equity position was ranked second or third, that rationale was a pretext for discriminating against Plaintiffs by revoking the loan, and was not a genuine, non-discriminatory good faith reason.

(c) Upon information and belief, the City Council has approved prior loans for non African-American applicants where Defendant Greensboro's secured position was third. And in any event the Plaintiffs were not offered or afforded the chance to consolidate the first mortgage and the equity line of credit into one first lien, so that Defendant Greensboro's secured position "would be no less than a second," if that were truly a good faith concern.

(d) Following the meeting, on July 18, 2013 Plaintiff BNT sent an email to Greensboro's City Attorney, Mike Williams requesting clarification, which stated (in part): "In reference to the amendment on July 16<sup>th</sup> set into motion by Councilman Matheny, am I correct in assuming that this motion that was passed means that the first approval from June 18<sup>th</sup> is still active and as long as the requirement of the city being in second position is met, the first resolution to grant us the loan still stands? Is this correct?" Neither Defendant Greensboro nor City Council responded to the question.

(e) At all material times pertinent hereto, and upon information and belief, over the past 24 to 36 months, the City Council has chosen to break their own rules, rewrite the

guidelines, or simply dismiss legal grounds altogether to support projects that are non-African American or Hispanic in nature.

(f) The City Council in January 2013 created a new incentive program in order to give a local developer, Kotis Holdings, an \$850,000.00 loan. The loan was then guaranteed with a third lien position after principals tied a personal residence to the deal as collateral. This loan was approved months before Plaintiff BNT was awarded the \$300,000.00 loan which was then reneged upon after the City Council stated they could not take a third position lien on Plaintiffs' loan.

(g) In August 2013 Defendant Matheny brought to the table Gerbing, a Stoneville high tech manufacturing clothing company, which wanted to move its headquarters downtown. Gerbing planned to spend \$233,384.00 to outfit a new office and hire 25 people. Defendant Greensboro and City Council moved to draft a new incentive policy that would give Gerbing \$125,000.00 grant up front. City Council decided not to approve the policy change, but it still gave Gerbing the grant money. This is a clear example of Defendant Greensboro's and City Council's stance to continuously rewrite their own rules and change their guidelines to accommodate non African/Hispanic companies.

(h) On or about November 2013 the City Council voted in favor of the Nussbaum Center for Entrepreneurship to convert a 20-year \$1,275,000.00 loan into a grant. Defendants cited the nonprofit business incubators' success at job creation as reason enough to allow it to default on not one, but two promissory notes it had made. This is the same company that defaulted on paying an initial \$75,000.00 no interest loan that was awarded by City Council in 2001. The Nussbaum Center for Entrepreneurship failed to



repay the first \$75,000.00 loan after 10 years. In addition it failed to pay the second loan of \$1,200,000.00. Despite defaulting on two loans, the City Council voted to convert both loans into a grant.

(i) In April 2014, City Council awarded Self Help a \$2,000,000.00 forgivable loan to cover the \$450,000.00 purchase price and renovation of a building on Phillips Avenue. In the name of economic development, Defendant Greensboro and City Council discriminates by awarding free money to non-minorities to develop projects in African/Hispanic communities; however, neither loans nor grants are awarded to qualified African American/Hispanic applicants.

(j) Defendant Greensboro and City Council attempted in 2014 to renege on a \$1.5 million dollar loan given to the International Civil Rights Museum after finding out that the documents on the loan were never signed and that Defendant Greensboro had already paid out \$750,000.00 of the loan. This oversight caused then City Attorney Mujeeb Shah-Khan to resign from his position. The Civil Rights Museum's interim Chairwoman, Deena Hayes stated that "there seems to be a higher standard that exist when it comes to how African American companies are treated in this city."

(k) An opinion from an outside law firm and an attorney employed by Defendant Greensboro agreed that even though there was no contract signed, City Council agreed in good faith and the loan was valid and enforceable. It went on to say that City Council's vote which approved the loan was tantamount to a written agreement.

(l) Mel's Pressure Washing, which was a city employee immediate relative's company, received \$450,000.00 in business over a 6 year period despite their not being

any contract on record or a bid approval for the work that was done. The City Council stated it planned an investigation of the matter.

(m) Greensboro Parking Group, LLC., a company developing a for-profit downtown parking lot and restaurant in 2012 received nearly \$200,000.00 in low-interest loan money from Defendant Greensboro, despite repeatedly missing deadlines and benchmarks for progress. The project that was scheduled to be finished a year ago, is still not completed.

(n) Under the contract, the first \$100,000.00 was to be invested in parking lot improvements, but the second \$100,000.00 was not to be released until all other improvements to the property were completed with private bank loans. The company got the deadline extended to December 31, 2013.

(o) More than five (5) months past the extension the project is still not completed; nor have the full and part time positions promised materialized. Yet, Defendant Greensboro and the City Council still released the \$100,000.00 to a company that had already defaulted.

(p) Based on the findings of a 2012 Disparity Study, Defendant Greensboro and the City Council has consistently treated minority and MWBE businesses unfairly over the past eight (8) years. Exhibit 4-8 on the Disparity Study shows of the \$92,402,811.00 that was spent between 2006 to 2010 less than \$199,000.00 was spent with African American firms. This pattern of behavior reflects a continued economic discrimination towards African American, women and Latin American companies. This Disparity Study statistically supports Plaintiffs' claim of unfair treatment, discrimination, and conspiracy to prevent equal opportunity to minorities.

38. Defendants, jointly and severally, have denied Plaintiff BNT and Plaintiffs Michael and Ramona Woods equal protection when, acting as a governmental entity, under the color of law, failed to follow prescribed procedures related to the awarding and then reneging of Plaintiffs' loan approval.

**SECOND CAUSE OF ACTION**  
**VIOLATION OF 42 U.S.C. §1983 OF THE DUE PROCESS**  
**CLAUSE TO THE 14<sup>TH</sup> AMENDMENT TO THE U.S. CONSTITUTION**

39. Paragraphs 1-38 of this Complaint are hereby fully realleged and reincorporated hereinafter.
40. Defendants while acting under color of law denied Plaintiff BNT and Plaintiffs Michael and Ramona Woods their right to due process and equal protection under the law.
41. While acting under color of law, the Defendants violated their own policies and procedures after having first approved the loan to Plaintiffs and then arbitrarily reneging on the loan due to solely and in substantial part to the Plaintiffs' protected status as a minorities and a minority-owned business.

**THIRD CAUSE OF ACTION**  
**VIOLATION OF 42 U.S.C. §1986 BY NEGLIGENT**  
**FAILURE TO PREVENT CIVIL RIGHTS VIOLATIONS**

42. Paragraphs 1-41 of this Complaint are hereby fully realleged and reincorporated hereinafter.
43. The Defendants, jointly and severally, negligently failed and refused to act so as to restrain the deprivation of Plaintiff BNT's and Plaintiff Michael and Ramona Woods' constitutional rights, including the right to be free from discrimination based upon race in the approval and subsequent reneging and refusal to follow through with the loan commitment made to Plaintiffs.

44. As a direct and proximate cause of the conduct of Defendants, and each of them, Plaintiff BNT and Plaintiffs Michael and Ramona Woods were deprived of their rights secured by law, including its 14<sup>th</sup> Amendment substantive due process rights and rights of equal protection, including its rights to freedom from race discrimination, despite having met all of the application qualification required by the Defendants.

**FOURTH CAUSE OF ACTION**  
**BREACH OF CONTRACT**

45. Paragraphs 1-44 of this Complaint are hereby fully realleged and reincorporated hereinafter.
46. Upon the submission of Plaintiffs' completed loan application, its subsequent review by Defendant Greensboro, and the 7 to 2 vote of the City Council approving the loan by the passage of a Resolution on June 18, 2013, a legally valid and enforceable mutual contract along with all attendant contractual obligations existed between the parties.
47. Defendant Greensboro breached the contract between the parties on July 16, 2013 by failing and expressly refusing to follow through with its contractual obligation to disburse loan proceeds to Plaintiff BNT as contemplated under the agreement between the parties.
48. As a result of Defendant Greensboro's and City Council's intentional breach of contract, Plaintiffs did suffer and continues to suffer financial and other economic harm, as all parties expressly understood that time was of the essence in performance under the contract.

**FIFTH CAUSE OF ACTION**  
**CONSPIRACY**

49. Paragraphs 1-48 of this Complaint are hereby fully realleged and reincorporated hereinafter.

50. Acting under color of law, and in their individual capacities, the Defendants, collectively and individually, did unlawfully conspire among themselves and agreed to engage in the acts set forth herein this Complaint.
51. The Defendants, acting under color of law, collectively and individually, did agree to unlawfully deny Plaintiffs' funding which had been previously approved, based solely and substantially upon all Plaintiffs' racial status and classification of being African American.
52. As a direct and proximate cause of unlawful conduct of the Defendants, acting under color of law, collectively and individually, all Plaintiffs were deprived of their rights and sustained damage as alleged herein.

**SIXTH CAUSE OF ACTION  
UNFAIR & DECEPTIVE TRADE PRACTICES  
VIOLATION OF N.C. GEN. STAT. §75-1.1 ET. SEQ.**

53. Paragraphs 1-52 of this Complaint are hereby fully realleged and reincorporated hereinafter.
54. As pled with more specificity, Plaintiff BNT and Plaintiffs Michael and Ramona Woods, hereby asserts that, Defendant Greensboro and City Council did engage in prohibited business conduct that adversely affects commerce.
55. Sometime between April 2013 and June 2013, Plaintiffs commenced an application process for a \$300,000.00 loan from Defendant Greensboro. Having fully completed the application, obtained a residential appraisal, and complied with all other guidelines, Plaintiffs submitted the application for approval by Defendant Greensboro and city Council.
56. On or about June 18, 2013, after having reviewed Plaintiffs' loan application, Defendants

approved the \$300,000.00 loan via Resolution, promised disbursement of the proceeds within mere days thereafter, and was fully aware that time was of the essence.

57. Subsequent to that time, on or about July 16, 2013, Defendants reneged on their commitment to follow through with its obligation to honor any part of its loan commitment.
58. Plaintiff BNT and Plaintiffs Michael and Ramona Woods reasonably relied upon, to their detriment, Defendant Greensboro's and city Council's assertions that they would extend such a loan to Plaintiffs and that they would disburse such funds immediately as they realized time was of the essence.
59. Plaintiffs were induced into completing the loan application and entering into other financial commitments to its detriment, based upon these initial representations made by Defendant Greensboro.
60. Defendant Greensboro did breach its contractual obligations with Plaintiffs based in substantial part due to racial discrimination and unlawful conspiracy during the loan process.
61. The current economic harm experienced by Plaintiffs is a direct and proximate cause of the unlawful, unfair and deceptive trade practices of Defendant Greensboro and City Council.

#### **CLAIM FOR RELIEF**

WHEREFORE, the Plaintiffs respectfully prays the Court:

1. For judgment against the Defendants, jointly and severally, for compensatory, incidental and consequential damages in an amount exceeding Twenty-Five Thousand Dollars (\$25,000.00);

2. For an award of all pre-judgment and post-judgment interest as allowed by law;
3. That treble damages be awarded to Plaintiffs against the Defendants, jointly and severally for violation of N.C. Gen. Stat. § 75-1.1;
4. That the costs of this action be taxed to the Defendants, including an award of attorneys' fees, as allowed by law;
5. For trial by jury on all justicable issues raised in this Complaint; and
6. For such other relief that the Court deems just and proper.

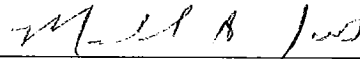
This the 11th day of August 2014.

**Pro Hac Vice Motion To Be Submitted**

Willie E. Gary, Esq.  
Gary, Williams, Parenti, Watson & Gary  
221 SE Osceola Street  
Stuart, Florida 34994  
(772) 283-8260

**Pro Hac Vice Motion To Be Submitted**

James Leonard Brown, Esq.  
A Professional Corporation  
5900 Wilshire Boulevard, Suite 2645  
Los Angeles, California 90036  
(213) 251-2332



Michael A. Jones, Esq.  
Michael A. Jones & Associates, PLLC.  
Chancellor Building  
100 East Parrish Street, Suite 450  
Durham, North Carolina 27707  
N.C. State Bar No 19099  
(919) 688-9882

# CERTIFICATE OF SERVICE

I hereby certify that a copy of this Summons & Amended Complaint was served on the Defendants via personal hand-delivery, addressed as follows:

- I. Mr. Tom Carruthers, Interim City Attorney  
Greensboro City Attorney's Office  
300 West Washington Street  
Greensboro, North Carolina 27402-2320  
Attorney for the following Defendants in their Official Capacity  
  
Mayor Nancy Vaughan  
City of Greensboro / Greensboro City Council  
300 West Washington Street  
Greensboro, North Carolina 27401  
(Defendant City of Greensboro / Greensboro City Council)  
  
Mr. Tony Wilkins (Council Member)  
Post Office Box 3136  
Greensboro, North Carolina 27402-3136  
  
Ms. Nancy Vaughan (Council Member)  
902 Sunset Drive  
Greensboro, North Carolina 27408  
  
Ms. Nancy Hoffman (Council Member)  
57 Folkestone Drive  
Greensboro, North Carolina 27403  
  
Ms. Marikay Abuzuaiter (Council Member)  
3601 Brassfield Oak Drive  
Greensboro, North Carolina 27410  
  
Ms. T. Dianne Bellamy-Small (Council Member)  
3211 Delmonte Drive  
Greensboro, North Carolina 27406  
  
Mr. Zach Matheny (Council Member)  
Post Office Box 3136  
Greensboro, North Carolina 27402-3136



II. Mr. Alan W. Duncan, Esq.  
300 North Green Street  
Greensboro, North Carolina 27401  
Attorney for the following individual Defendants:

Mr. Tony Wilkins  
Post Office Box 3136  
Greensboro, North Carolina 27402-3136

Ms. Nancy Vaughan  
902 Sunset Drive  
Greensboro, North Carolina 27408

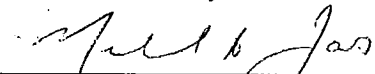
Ms. Nancy Hoffman  
57 Folkestone Drive  
Greensboro, North Carolina 27403

Ms. Marikay Abuzuaiter  
3601 Brassfield Oak Drive  
Greensboro, North Carolina 27410

Ms. T. Dianne Bellamy-Small  
3211 Delmonte Drive  
Greensboro, North Carolina 27406

Mr. Zach Matheny  
Post Office Box 3136  
Greensboro, North Carolina 27402-3136

This the 11th day of June 2014.

  
\_\_\_\_\_  
Michael A. Jones, Esq.  
Chancellor Building  
100 East Parrish Street, Suite 450  
Durham, North Carolina 27707  
N.C. State Bar No 19099  
(919) 688-9882

# STATE OF NORTH CAROLINA

File No.

14 CVS 6767

GUILFORD

County

In The General Court Of Justice

☐ District ☒ Superior Court Division

Name Of Plaintiff

Michael Woods, Ramona Woods and BNT Ad Agency, L.L.C.

Address

City, State, Zip

**VERSUS**

Name Of Defendant(s)

City of Greensboro, Tony Wilkins, Nancy Hoffman, Nancy Vaughan, Zach Matheny, Marikay Abuzuaiter, T. Dianne Bellamy-Small



## CIVIL SUMMONS

☒ ALIAS AND PLURIES SUMMONS (ASSESS FEE)

G.S. 1A-1, Rules 3, 4

Date Original Summons Issued

06-18-2014

Date(s) Subsequent Summons(es) Issued

### To Each Of The Defendant(s) Named Below:

Name And Address Of Defendant 1

c/o Mr. Jim Westmoreland, Greensboro City Manager  
City of Greensboro  
300 West Washington Street  
Greensboro NC 27401

Name And Address Of Defendant 2

c/o Mayor Nancy Vaughan  
City of Greensboro / Greensboro City Council  
300 West Washington Street  
Greensboro NC 27401

### A Civil Action Has Been Commenced Against You!

You are notified to appear and answer the complaint of the plaintiff as follows:

1. Serve a copy of your written answer to the complaint upon the plaintiff or plaintiff's attorney within thirty (30) days after you have been served. You may serve your answer by delivering a copy to the plaintiff or by mailing it to the plaintiff's last known address, and
2. File the original of the written answer with the Clerk of Superior Court of the county named above.

If you fail to answer the complaint, the plaintiff will apply to the Court for the relief demanded in the complaint.

Name And Address Of Plaintiff's Attorney (If None, Address Of Plaintiff)

Mr. Michael A. Jones, Esq.

The Chancellor Building  
100 E. Parrish Street #450  
Durham

NC Bar No. 19099  
(919) 688-9882  
NC 27701

Date Issued

8/21/14

Time

10:14

☒ AM  
☐ PM

Signature

*[Signature]*

☒ Deputy CSC ☐ Assistant CSC ☐ Clerk Of Superior Court

### ☐ ENDORSEMENT (ASSESS FEE)

This Summons was originally issued on the date indicated above and returned not served. At the request of the plaintiff, the time within which this Summons must be served is extended sixty (60) days.

Date Of Endorsement

Time

☐ AM  
☐ PM

Signature

☐ Deputy CSC ☐ Assistant CSC ☐ Clerk Of Superior Court

**NOTE TO PARTIES:** Many counties have **MANDATORY ARBITRATION** programs in which most cases where the amount in controversy is \$15,000 or less are heard by an arbitrator before a trial. The parties will be notified if this case is assigned for mandatory arbitration, and, if so, what procedure is to be followed.

# STATE OF NORTH CAROLINA

File No.

14 CVS 6767

GUILFORD County

In The General Court Of Justice

☐ District ☒ Superior Court Division

Name Of Plaintiff

Michael Woods, Ramona Woods and BNT Ad Agency, L.L.C.

Address

City, State, Zip

**VERSUS**

Name Of Defendant(s)

City of Greensboro, Tony Wilkins, Nancy Hoffman, Nancy Vaughan, Zach Matheny, Marikay Abuzuaiter, T. Dianne Bellamy-Small

## CIVIL SUMMONS

☒ ALIAS AND PLURIES SUMMONS (ASSESS FEE)

G.S. 1A-1, Rules 3, 4

Date Original Summons Issued

06-18-2014

Date(s) Subsequent Summons(es) Issued

### To Each Of The Defendant(s) Named Below:

Name And Address Of Defendant 1

Mr. Tony Wilkins (City Council Member)

Post Office Box 3136

Greensboro

NC 27402-3136

Name And Address Of Defendant 2

Mayor Nancy Vaughan (City Council Member)

902 Sunset Drive

Greensboro

FILED  
2014 AUG 11 AM 10:14  
GUILFORD COUNTY, N.C.  
27401

### A Civil Action Has Been Commenced Against You!

You are notified to appear and answer the complaint of the plaintiff as follows:

1. Serve a copy of your written answer to the complaint upon the plaintiff or plaintiff's attorney within thirty (30) days after you have been served. You may serve your answer by delivering a copy to the plaintiff or by mailing it to the plaintiff's last known address, and
2. File the original of the written answer with the Clerk of Superior Court of the county named above.

If you fail to answer the complaint, the plaintiff will apply to the Court for the relief demanded in the complaint.

Name And Address Of Plaintiff's Attorney (If None, Address Of Plaintiff)

Mr. Michael A. Jones, Esq.

The Chancellor Building

100 E. Parrish Street #450

Durham

NC Bar No. 19099

(919) 688-9882

NC 27701

Date Issued

8/11/14

Time

10:14

☒ AM

☐ PM

Signature

*[Handwritten Signature]*

☒ Deputy CSC

☐ Assistant CSC

☐ Clerk Of Superior Court

### ☐ ENDORSEMENT (ASSESS FEE)

This Summons was originally issued on the date indicated above and returned not served. At the request of the plaintiff, the time within which this Summons must be served is extended sixty (60) days.

Date Of Endorsement

Time

☐ AM

☐ PM

Signature

☐ Deputy CSC

☐ Assistant CSC

☐ Clerk Of Superior Court

**NOTE TO PARTIES:** Many counties have **MANDATORY ARBITRATION** programs in which most cases where the amount in controversy is \$15,000 or less are heard by an arbitrator before a trial. The parties will be notified if this case is assigned for mandatory arbitration, and, if so, what procedure is to be followed.

# STATE OF NORTH CAROLINA

File No.

14 CVS 6767

GUILFORD

County

In The General Court Of Justice

☐ District ☒ Superior Court Division

Name Of Plaintiff

Michael Woods, Ramona Woods and BNT Ad Agency, L.L.C.

Address

City, State, Zip

VERSUS

Name Of Defendant(s)

City of Greensboro, Tony Wilkins, Nancy Hoffman, Nancy Vaughan, Zach Matheny, Marikay Abuzuaiter, T. Dianne Bellamy-Small

## CIVIL SUMMONS

☒ ALIAS AND PLURIES SUMMONS (ASSESS FEE)

G.S. 1A-1, Rules 3, 4

Date Original Summons Issued

06-18-2014

Date(s) Subsequent Summons(es) Issued

### To Each Of The Defendant(s) Named Below:

Name And Address Of Defendant 1

Mr. Tony Wilkins

Post Office Box 3136

Greensboro

NC 27402-3136

Name And Address Of Defendant 2

Ms. Nancy Vaughan

902 Sunset Drive

Greensboro

NC

27401

### A Civil Action Has Been Commenced Against You!

You are notified to appear and answer the complaint of the plaintiff as follows:

1. Serve a copy of your written answer to the complaint upon the plaintiff or plaintiff's attorney within thirty (30) days after you have been served. You may serve your answer by delivering a copy to the plaintiff or by mailing it to the plaintiff's last known address, and
2. File the original of the written answer with the Clerk of Superior Court of the county named above.

If you fail to answer the complaint, the plaintiff will apply to the Court for the relief demanded in the complaint.

Name And Address Of Plaintiff's Attorney (If None, Address Of Plaintiff)

Mr. Michael A. Jones, Esq.

The Chancellor Building

100 E. Parrish Street #450

Durham

NC Bar No. 19099

(919) 688-9882

NC 27701

Date Issued

8/11/14

Time

10:14

☒ AM

☐ PM

Signature

*[Signature]*

☒ Deputy CSC

☐ Assistant CSC

☐ Clerk Of Superior Court

### ☐ ENDORSEMENT (ASSESS FEE)

This Summons was originally issued on the date indicated above and returned not served. At the request of the plaintiff, the time within which this Summons must be served is extended sixty (60) days.

Date Of Endorsement

Time

☐ AM

☐ PM

Signature

*[Signature]*

☐ Deputy CSC

☐ Assistant CSC

☐ Clerk Of Superior Court

**NOTE TO PARTIES:** Many counties have **MANDATORY ARBITRATION** programs in which most cases where the amount in controversy is \$15,000 or less are heard by an arbitrator before a trial. The parties will be notified if this case is assigned for mandatory arbitration, and, if so, what procedure is to be followed.

# STATE OF NORTH CAROLINA

File No.

14 CVS 6767

GUILFORD

County

In The General Court Of Justice

☐ District ☒ Superior Court Division

Name Of Plaintiff

Michael Woods, Ramona Woods and BNT Ad Agency, L.L.C.

Address

City, State, Zip

**VERSUS**

Name Of Defendant(s)

City of Greensboro, Tony Wilkins, Nancy Hoffman, Nancy Vaughan, Zach Matheny, Marikay Abuzuaiter, T. Dianne Bellamy-Small

## CIVIL SUMMONS

☒ ALIAS AND PLURIES SUMMONS (ASSESS FEE)

G.S. 1A-1, Rules 3, 4

Date Original Summons Issued

06-18-2014

Date(s) Subsequent Summons(es) Issued

### To Each Of The Defendant(s) Named Below:

Name And Address Of Defendant 1

Ms. Marikay Abuzuaiter  
3601 Brassfield Oak Drive  
Greensboro NC 27410

Name And Address Of Defendant 2

Ms. Nancy Hoffman  
57 Folkestone Drive  
Greensboro NC 27403

### A Civil Action Has Been Commenced Against You!

You are notified to appear and answer the complaint of the plaintiff as follows:

1. Serve a copy of your written answer to the complaint upon the plaintiff or plaintiff's attorney within thirty (30) days after you have been served. You may serve your answer by delivering a copy to the plaintiff or by mailing it to the plaintiff's last known address, and
2. File the original of the written answer with the Clerk of Superior Court of the county named above.

If you fail to answer the complaint, the plaintiff will apply to the Court for the relief demanded in the complaint.

Name And Address Of Plaintiff's Attorney (If None, Address Of Plaintiff)

Mr. Michael A. Jones, Esq.

The Chancellor Building  
100 E. Parrish Street #450  
Durham NC 27701

NC Bar No. 19099  
(919) 688-9882  
NC 27701

Date Issued

8/14/14

Time

10:14

☒ AM  
☐ PM

Signature

*[Signature]*

☒ Deputy CSC ☐ Assistant CSC ☐ Clerk Of Superior Court

### ☐ ENDORSEMENT (ASSESS FEE)

This Summons was originally issued on the date indicated above and returned not served. At the request of the plaintiff, the time within which this Summons must be served is extended sixty (60) days.

Date Of Endorsement

Time

☐ AM  
☐ PM

Signature

☐ Deputy CSC ☐ Assistant CSC ☐ Clerk Of Superior Court

**NOTE TO PARTIES:** Many counties have **MANDATORY ARBITRATION** programs in which most cases where the amount in controversy is \$15,000 or less are heard by an arbitrator before a trial. The parties will be notified if this case is assigned for mandatory arbitration, and, if so, what procedure is to be followed.

## STATE OF NORTH CAROLINA

File No.

14 CVS 6767

GUILFORD

County

In The General Court Of Justice

☐ District ☒ Superior Court Division

## Name Of Plaintiff

Michael Woods, Ramona Woods and BNT Ad Agency, L.L.C.

## Address

City, State, Zip

## CIVIL SUMMONS

☒ ALIAS AND PLURIES SUMMONS (ASSESS FEE)

G.S. 1A-1, Rules 3, 4

## VERSUS

## Name Of Defendant(s)

City of Greensboro, Tony Wilkins, Nancy Hoffman, Nancy Vaughan, Zach Matheny, Marikay Abuzuaite, T. Dianne Bellamy-Small

## Date Original Summons Issued

06-18-2014

## Date(s) Subsequent Summons(es) Issued

## To Each Of The Defendant(s) Named Below:

## Name And Address Of Defendant 1

Ms. Marikay Abuzuaite (City Council Member)

3601 Brassfield Oak Drive

Greensboro

NC 27410

## Name And Address Of Defendant 2

Ms. Nancy Hoffman (City Council Member)

57 Folkestone Drive

Greensboro

NC

27403

## A Civil Action Has Been Commenced Against You!

You are notified to appear and answer the complaint of the plaintiff as follows:

1. Serve a copy of your written answer to the complaint upon the plaintiff or plaintiff's attorney within thirty (30) days after you have been served. You may serve your answer by delivering a copy to the plaintiff or by mailing it to the plaintiff's last known address, and
2. File the original of the written answer with the Clerk of Superior Court of the county named above.

If you fail to answer the complaint, the plaintiff will apply to the Court for the relief demanded in the complaint.

## Name And Address Of Plaintiff's Attorney (If None, Address Of Plaintiff)

Mr. Michael A. Jones, Esq.

The Chancellor Building

100 E. Parrish Street #450

Durham

NC Bar No. 19099

(919) 688-9882

NC 27701

## Date Issued

8/14/14

## Time

10:14

☒ AM  
☐ PM

## Signature

☒ Deputy CSC☐ Assistant CSC☐ Clerk Of Superior Court☐ ENDORSEMENT (ASSESS FEE)

This Summons was originally issued on the date indicated above and returned not served. At the request of the plaintiff, the time within which this Summons must be served is extended sixty (60) days.

## Date Of Endorsement

## Time

☐ AM  
☐ PM

## Signature

☐ Deputy CSC☐ Assistant CSC☐ Clerk Of Superior Court

**NOTE TO PARTIES:** Many counties have **MANDATORY ARBITRATION** programs in which most cases where the amount in controversy is \$15,000 or less are heard by an arbitrator before a trial. The parties will be notified if this case is assigned for mandatory arbitration, and, if so, what procedure is to be followed.

# STATE OF NORTH CAROLINA

File No.

14 CVS 6767

GUILFORD County

In The General Court Of Justice  
☐ District ☒ Superior Court Division

Name Of Plaintiff  
 Michael Woods, Ramona Woods and BNT Ad Agency, L.L.C.

Address

City, State, Zip

**VERSUS**

Name Of Defendant(s)  
 City of Greensboro, Tony Wilkins, Nancy Hoffman, Nancy  
 Vaughan, Zach Matheny, Marikay Abuzuaiter, T. Dianne  
 Bellamy-Small

**CIVIL SUMMONS**  
☒ ALIAS AND PLURIES SUMMONS (ASSESS FEE)

G.S. 1A-1, Rules 3, 4

Date Original Summons Issued  
 06-18-2014

Date(s) Subsequent Summons(es) Issued

## To Each Of The Defendant(s) Named Below:

Name And Address Of Defendant 1

Ms. T. Dianne Bellamy-Small  
 3211 Delmonte Drive  
 Greensboro NC 27406

Name And Address Of Defendant 2

Mr. Zack Matheny  
 Post Office Box 3136  
 Greensboro NC 27402-3136

## A Civil Action Has Been Commenced Against You!

You are notified to appear and answer the complaint of the plaintiff as follows:

1. Serve a copy of your written answer to the complaint upon the plaintiff or plaintiff's attorney within thirty (30) days after you have been served. You may serve your answer by delivering a copy to the plaintiff or by mailing it to the plaintiff's last known address, and
2. File the original of the written answer with the Clerk of Superior Court of the county named above.

If you fail to answer the complaint, the plaintiff will apply to the Court for the relief demanded in the complaint.

Name And Address Of Plaintiff's Attorney (If None, Address Of Plaintiff)

Mr. Michael A. Jones, Esq.  
 The Chancellor Building NC Bar No. 19099  
 100 E. Parrish Street #450 (919) 688-9882  
 Durham NC 27701

Date Issued

Time

8/11/14

10:14

Signature

*[Signature]*

☒ Deputy CSC

☐ Assistant CSC

☐ Clerk Of Superior Court

☒ AM  
☐ PM

## ☐ ENDORSEMENT (ASSESS FEE)

This Summons was originally issued on the date indicated above and returned not served. At the request of the plaintiff, the time within which this Summons must be served is extended sixty (60) days.

Date Of Endorsement

Time

Signature

☐ Deputy CSC

☐ Assistant CSC

☐ Clerk Of Superior Court

☐ AM  
☐ PM

**NOTE TO PARTIES:** Many counties have **MANDATORY ARBITRATION** programs in which most cases where the amount in controversy is \$15,000 or less are heard by an arbitrator before a trial. The parties will be notified if this case is assigned for mandatory arbitration, and, if so, what procedure is to be followed.



# STATE OF NORTH CAROLINA

File No.

14 CVS 6767

GUILFORD

County

In The General Court Of Justice

☐ District ☒ Superior Court Division

Name Of Plaintiff

Michael Woods, Ramona Woods and BNT Ad Agency, L.L.C.

Address

City, State, Zip

**VERSUS**

Name Of Defendant(s)

City of Greensboro, Tony Wilkins, Nancy Hoffman, Nancy Vaughan, Zach Matheny, Marikay Abuzuaiter, T. Dianne Bellamy-Small

## **CIVIL SUMMONS** ☒ **ALIAS AND PLURIES SUMMONS (ASSESS FEE)**

G.S. 1A-1, Rules 3, 4

Date Original Summons Issued

06-18-2014

Date(s) Subsequent Summons(es) Issued

### To Each Of The Defendant(s) Named Below:

Name And Address Of Defendant 1

Ms. T. Dianne Bellamy-Small (Former City Council Member)  
3211 Delmonte Drive  
Greensboro NC 27406

Name And Address Of Defendant 2

Mr. Zack Matheny (City Council Member)  
Post Office Box 3136  
Greensboro NC 27402-3136

### A Civil Action Has Been Commenced Against You!

You are notified to appear and answer the complaint of the plaintiff as follows:

1. Serve a copy of your written answer to the complaint upon the plaintiff or plaintiff's attorney within thirty (30) days after you have been served. You may serve your answer by delivering a copy to the plaintiff or by mailing it to the plaintiff's last known address, and
2. File the original of the written answer with the Clerk of Superior Court of the county named above.

If you fail to answer the complaint, the plaintiff will apply to the Court for the relief demanded in the complaint.

Name And Address Of Plaintiff's Attorney (If None, Address Of Plaintiff)

Mr. Michael A. Jones, Esq.

The Chancellor Building  
100 E. Parrish Street #450

Durham

NC Bar No. 19099

(919) 688-9882

NC 27701

Date Issued

8/14/14

Time

10:14

☒ AM

☐ PM

Signature

*[Signature]*

☒ Deputy CSC

☐ Assistant CSC

☐ Clerk Of Superior Court

### ☐ ENDORSEMENT (ASSESS FEE)

This Summons was originally issued on the date indicated above and returned not served. At the request of the plaintiff, the time within which this Summons must be served is extended sixty (60) days.

Date Of Endorsement

Time

☐ AM

☐ PM

Signature

*[Signature]*

☐ Deputy CSC

☐ Assistant CSC

☐ Clerk Of Superior Court

**NOTE TO PARTIES:** Many counties have **MANDATORY ARBITRATION** programs in which most cases where the amount in controversy is \$15,000 or less are heard by an arbitrator before a trial. The parties will be notified if this case is assigned for mandatory arbitration, and, if so, what procedure is to be followed.



Guilford County Clerk of Superior Court  
CIVIL RECEIPTING

Payor Name: Woods, Michael  
(Party to Case)

14CV00767  
FILE NUMBER

Payee Name: ~~Woods~~ Michael A. Jones  
(Pd by: attorney, interested party, etc.)

Flag for VCAP = YES

Flag for VCAP = NO

FILING FEES:

(original/counterclaim/cross-claim)

☐ CVSC Superior \$ 200.00

☐ CVDC District \$ 150.00

☐ CVMC Small Claim \$ 96.00

FILING FEES:

☐ CDDC Divorce/Disp. Home \$ 225.00

☐ CVDC Domestic \$ 150.00

JUDGMENT ABSTRACTING JMT

☐ FULL ☐ PARTIAL

☐ JUDGMENT 26115 \$

☐ ARBITRATION (JA) M/S 26115 \$

☐ MOTION NOTICE FEE 21450 \$

☒ A&P/ENDORSEMENTS 21455 \$ 15

☐ PRO HAC VICE  
24626 \$ 25.00  
24625 \$ 200.00

☐ BUSINESS COURT  
21220 \$ 1000.00

MISCELLANEOUS FEES:

☐ MISC FILING FEE 21435 \$

☐ COPY (\$3 OR LESS) 21400 \$

☐ COPY (\$3 OR MORE) 21410 \$

☐ CONFESSION OF JUDGMENT 21400 \$

☐ TRIAL DE NOVO 24310 \$

☐ CIVIL BONDS 26210 \$

☐ RESUMPTION 21400 \$

☐ OTHER ACCOUNT #

DATE:

8/11/14 KM

TOTAL:

\$15

LS

STATE OF NORTH CAROLINA

GUILFORD COUNTY

IN THE GENERAL COURT OF JUSTICE  
SUPERIOR COURT DIVISION  
14 CVS 6767

MICHAEL WOODS, an individual;  
RAMONA WOODS, an individual;  
and BNT AD AGENCY, LLC,

Plaintiffs,

v.

CITY OF GREENSBORO, NORTH CAROLINA,  
a municipality, and the following current  
and former members of the City Council  
in their official and individual capacities,  
TONY WILKINS, NANCY HOFFMAN,  
NANCY VAUGHAN, ZACK MATHENY,  
MARIKAY ABUZUAITER, T. DIANNE  
BELLAMY-SMALL,

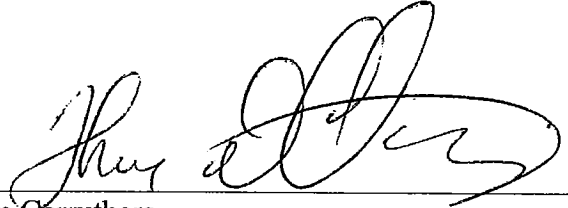
Defendants.

**DEFENDANT CITY OF GREENSBORO'S**  
**ACCEPTANCE OF SERVICE**

The undersigned attorney for Defendant City of Greensboro, being duly sworn, states that Defendant City of Greensboro has granted him authority to accept service of process on behalf Defendant City of Greensboro (including current and former City Council members sued in their official capacities) in this pending matter. The undersigned acknowledges that he received and accepted the Civil Summons and Amended Complaint in this case on August 11, 2014. This Acceptance of Service is intended to have the same effect as would exist had process been served upon Defendant City of Greensboro and current and former City Council members sued in their official capacities according to Rule 4(j)(5)a of the N.C. Rules of Civil Procedure.

This the 11<sup>th</sup> day of August 2014

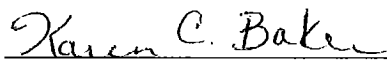
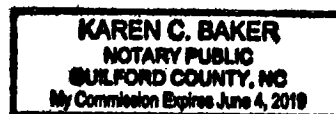
By:



Tom Carruthers  
N.C. State Bar No. 13447  
Greensboro City Attorney's Office  
Attorneys for Defendant City of Greensboro  
P.O. Box 3136  
Greensboro, NC 27402-3136  
Phone: 336-373-2320  
Fax: 336-373-2078  
Email: tom.carruthers@greensboro-nc.gov

Sworn to and subscribed before me

this the 11<sup>th</sup> day of August 2014.



Notary Public

## CERTIFICATE OF SERVICE

This is to certify that the undersigned has this date served Defendant City of Greensboro's Acceptance of Service via U.S. Mail upon the attorney for each party as follows:

Attorneys for Plaintiffs:

Willie Gary  
Gary, Williams, Parenti, Watson & Gary  
221 SE Osceola Street  
Stuart, FL 34994  
Phone: 772-283-8260

James Leonard Brown PC  
5900 Wilshire Blvd., Ste. 2645  
Los Angeles, CA 90036  
Phone: 213-251-2332

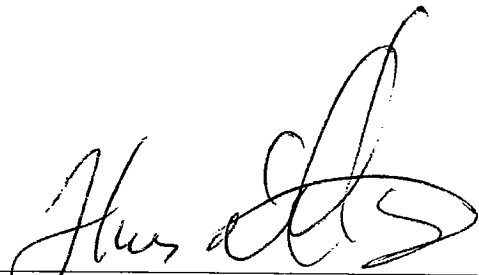
Michael A. Jones  
N.C. State Bar No. 19099  
Michael A. Jones & Associates, PLLC  
100 East Parrish Street, Ste. 450  
Durham, NC 27707

Attorney for Individual Defendants  
(in their individual capacities):

Alan Duncan  
Steve Russell  
Van Laningham Duncan PLLC  
300 N. Greene Street, Ste. 850  
Greensboro, NC 27401

This the 11 day of August 2014

By: \_\_\_\_\_



Tom Carruthers  
N.C. State Bar No. 13447  
Greensboro City Attorney's Office  
Attorneys for Defendant City of Greensboro  
P.O. Box 3136  
Greensboro, NC 27402-3136  
Phone: 336-373-2320  
Fax: 336-373-2078  
Email: tom.carruthers@greensboro-nc.gov

# STATE OF NORTH CAROLINA

GUILFORD

County

File # 14 CV 6767

In The General Court Of Justice  
☐ District ☒ Superior Court Division

Name And Address Of Plaintiff 1

Michael Woods

2014 JUN 18 AM 8:19 GENERAL

Name And Address Of Plaintiff 2

Ramona Woods

**CIVIL ACTION COVER SHEET**  
☒ INITIAL FILING ☐ SUBSEQUENT FILING

Rule 5(b), General Rules of Practice For Superior and District Courts

Name And Address Of Attorney Or Party, If Not Represented (complete for initial appearance or change of address)

Michael A. Jones, Esq.

Michael A. Jones & Associates, PLLC.

100 E. Parrish Street, Suite 450

Durham

NC 27701

Telephone No.

919-688-9882

Cellular Telephone No.

NC Attorney Bar No.

19099

Attorney E-Mail Address

**VERSUS**

Name Of Defendant 1

City of Greensboro

c/o Mr. Jim Westmoreland, City Manager

300 West Washington Street

Greensboro

NC 27401

Summons Submitted ☒ Yes ☐ No

☒ Initial Appearance in Case

☐ Change of Address

Name Of Defendant 2

City of Greensboro / City Council

c/o Mayor Nancy Vaughn

300 West Washington Street

Greensboro

NC 27401

Summons Submitted ☒ Yes ☐ No

Name Of Firm

FAX No.

919-688-5414

Counsel for

☒ All Plaintiffs ☐ All Defendants ☐ Only (list party(ies) represented)

☒ Jury Demanded In Pleading

☐ Complex Litigation

☐ Amount in controversy does not exceed \$15,000

☐ Stipulate to arbitration

## TYPE OF PLEADING

(check all that apply)

- ☐ Amend (AMND)
- ☐ Amended Answer/Reply (AMND-Response)
- ☐ Amended Complaint (AMND)
- ☐ Assess Costs (COST)
- ☐ Answer/Reply (ANSW-Response) (see Note)
- ☐ Change Venue (CHVN)
- ☒ Complaint (COMP)
- ☐ Confession Of Judgment (CNJF)
- ☐ Consent Order (CONS)
- ☐ Consolidate (CNSL)
- ☐ Contempt (CNTP)
- ☐ Continue (CNTN)
- ☐ Compel (CMPL)
- ☐ Counterclaim (CTCL) Assess Court Costs
- ☐ Crossclaim (list on back) (CRSS) Assess Court Costs
- ☐ Dismiss (DISM) Assess Court Costs
- ☐ Exempt/Waive Mediation (EXMD)
- ☐ Extend Statute Of Limitations, Rule 9 (ESOL)
- ☐ Extend Time For Complaint (EXCO)
- ☐ Failure To Join Necessary Party (FJNP)

(check all that apply)

- ☐ Failure To State A Claim (FASC)
- ☐ Implementation Of Wage Withholding In Non-IV-D Cases (OTHR)
- ☐ Improper Venue/Division (IMVN)
- ☐ Including Attorney's Fees (ATTY)
- ☐ Intervene (INTR)
- ☐ Interplead (OTHR)
- ☐ Lack Of Jurisdiction (Person) (LJPN)
- ☐ Lack Of Jurisdiction (Subject Matter) (LJSM)
- ☐ Modification Of Child Support In IV-D Actions (MSUP)
- ☐ Notice Of Dismissal With Or Without Prejudice (VOLD)
- ☐ Petition To Sue As Indigent (OTHR)
- ☐ Rule 12 Motion In Lieu Of Answer (MDLA)
- ☐ Sanctions (SANC)
- ☐ Set Aside (OTHR)
- ☐ Show Cause (SHOW)
- ☐ Transfer (TRFR)
- ☐ Third Party Complaint (list Third Party Defendants on back) (TPCL)
- ☐ Vacate/Modify Judgment (VCMD)
- ☐ Withdraw As Counsel (WDCN)
- ☐ Other (specify and list each separately)

**NOTE:** All filings in civil actions shall include as the first page of the filing a cover sheet summarizing the critical elements of the filing in a format prescribed by the Administrative Office of the Courts, and the Clerk of Superior Court shall require a party to refile a filing which does not include the required cover sheet. For subsequent filings in civil actions, the filing party must either include a General Civil (AOC-CV-751), Motion (AOC-CV-752), or Court Action (AOC-CV-753) cover sheet.

AOC-CV-751, Rev. 1/14

(Over)

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STATE OF NORTH CAROLINA

GUILFORD COUNTY

FILED  
2014 JUN 18 AM 8:49  
IN THE GENERAL COURT OF JUSTICE  
SUPERIOR COURT DIVISION  
14 CVS 6767  
GUILFORD COUNTY, C.S.C.

MICHAEL WOODS, an individual;  
RAMONA WOODS, an individual;  
and BNT AD AGENCY, LLC.

BY ) *fr*

Plaintiffs, )

vs. )

COMPLAINT

CITY OF GREENSBORO, North Carolina, )  
a municipality, and the following current and )  
former members of the City Council in their )  
official and individual capacities, TONY )  
WILKINS, NANCY HOFFMAN, NANCY )  
VAUGHN, ZACK MATHENY, MARIKAY )  
ABUZUAITER, T. DIANNE BELLAMY- )  
SMALL )

Defendants. )

NOW COMES Michael Woods, Ramona Woods and BNT Ad Agency, LLC. by and through counsel, and hereby alleges against the City of Greensboro, North Carolina, and current and former City Council members, jointly and severally, as follows:

**PARTIES & JURISDICTION**

1. Plaintiff Michael Woods is a citizen and resident of Guilford County, North Carolina and a member of BNT Ad Agency, LLC. at all relevant times complained of herein. (hereinafter referred to as "**Plaintiff Michael Woods**").
2. Plaintiff Ramona Woods is a citizen and resident of Guilford County, North Carolina and a member of BNT Ad Agency, LLC. at all relevant times complained of herein. (hereinafter referred to as "**Plaintiff Ramona Woods**").

3. BNT Ad Agency, LLC. is a duly incorporated North Carolina limited liability company, providing family oriented network television programming, having its principal place of business located in Greensboro, Guilford County, North Carolina at all material times complained of herein (hereinafter referred to as "**Plaintiff BNT**").
4. The City of Greensboro is a body corporate under the laws of the state of North Carolina and existing within the County of Guilford, North Carolina and is capable of prosecuting and defending suits for or against the corporation for purposes of N.C. Gen. Stat. §160A-11. Defendant Greensboro is a public body for purposes of the applicable sections of the North Carolina General Statutes (hereinafter referred to as "**Defendant Greensboro**" and "**City of Greensboro**").
5. At all material times herein, Defendant Greensboro was managed and operated by the City Council of Greensboro (hereinafter referred to as the "**City Council**"). And, each of the individual members comprising the City Council identified in Paragraphs 7 to 13 below, both current and former, are hereby sued in their official and individual capacities.
6. Upon information and belief, Defendant Greensboro has waived immunity to the extent that the same is a protection for those claims to which it is applicable by the purchase of insurance or reinsurance.
7. Defendant Tony Wilkins (hereinafter referred to as "**Defendant Wilkins**") upon information and belief is a citizen and resident of Guilford County, North Carolina and a current member of the City Council at all relevant times complained of herein.
8. Defendant Nancy Hoffman (hereinafter referred to as "**Defendant Hoffman**") upon information and belief is a citizen and resident of Guilford County, North Carolina and a current member of the City Council at all relevant times complained of herein.

9. Defendant Nancy Vaughn (hereinafter referred to as “**Defendant Vaughn**”) upon information and belief is a citizen and resident of Guilford County, North Carolina and a current member of the City Council at all relevant times complained of herein.
10. Defendant Zack Matheny (hereinafter referred to as “**Defendant Matheny**”) upon information and belief is a citizen and resident of Guilford County, North Carolina and a current member of the City Council at all relevant times complained of herein.
11. Defendant Marikay Abuzuaiter (hereinafter referred to as “**Defendant Abuzuaiter**”) upon information and belief is a citizen and resident of Guilford County, North Carolina and a current member of the City Council at all relevant times complained of herein.
12. Defendant T. Dianne Bellamy-Small (hereinafter referred to as “**Defendant Bellamy-Small**”) upon information and belief is a citizen and resident of Guilford County, North Carolina and a former member of the City Council at all relevant times complained of herein.
13. At all relevant times herein, Defendant Wilkins, Defendant Hoffman, Defendant Vaughn, Defendant Matheny, Defendant Abuzuaiter, and Defendant Bellamy-Small, each of whom are sued in their individual and official capacities, were at all times acting under the color of State law, to wit, under color of the statutes, ordinances, regulations, policies customs, practices and usages of the State of North Carolina.

#### **FACTUAL ALLEGATIONS**

14. Paragraphs 1-13 of this Complaint are hereby fully realleged and reincorporated hereinafter.
15. Sometime in April 2013, Plaintiffs Michael and Ramona Woods, in their individual capacities and as managing members of Plaintiff BNT, discussed with various City of



Greensboro officials what a successful minority owned Greensboro-based television network would mean to the Greensboro community at-large in terms of job creation, skills and training in new industry, economic development and the potential of national and international exposure.

16. At the time of these discussions with City of Greensboro officials, Plaintiff BNT had already invested more than \$800,000.00 into the infrastructure, development and production of a situation comedy ("sitcom") known as Whatcha Cookin, scheduled for possible syndication for the upcoming 2014 television season upon completion of the final episodes.
17. Various members of the City of Greensboro's Economic and Business Development office concurred that Defendant Greensboro should support the Whatcha Cookin sitcom project.
18. Defendant Greensboro subsequently suggested and recommended that Plaintiff BNT submit an application for a loan and agreed to assist Plaintiff BNT in framing an application for a \$300,000.00 ten year, economic development loan for presentation to the City Council.
19. Upon the recommendation of Greensboro City officials, Plaintiff BNT invited the entire City Council to its studio to present the status of the economic development already in progress along with the Whatcha Cookin sitcom project, and to outline Plaintiff BNT's needs for additional funds to complete shooting the final episodes necessary for syndication of the Whatcha Cookin sitcom in time for the 2014 television season.
20. Defendant Greensboro's \$300,000.00 economic development loan to Plaintiff BNT was to be secured by Plaintiff Michael and Ramona Woods' personal residence located in

Greensboro, North Carolina, which had more than enough equity to fully collateralize the loan.

21. The amount of equity in the Plaintiffs' residence was confirmed by a May 28, 2013 appraisal performed by LR Appraisals, Inc., who was chosen as the appraiser of choice by Defendant Greensboro. The appraisal confirmed a value of \$975,000.00, resulting in equity well over the \$300,000.00 loan, after consideration of all existing loans secured by the residence.
22. The \$300,000.00 loan to Plaintiff BNT was approved by Defendant Greensboro at the June 18, 2013 meeting of the Greensboro City Council by a 7 to 2 vote.
23. Plaintiff BNT had made it expressly clear to Defendant Greensboro that because of certain critical timing issues involved, time was of the essence in completing the remaining episodes and prompt funding and disbursement of the approved loan was critical.
24. Following the June 18, 2013 loan approval, and in reasonable reliance upon assurances by Defendant Greensboro that the funds would be forthcoming within a matter of a few days, Plaintiff BNT immediately made substantial financial commitments, including shooting five (5) more of the required thirteen (13) Whatcha Cookin episodes, and gave assurances to the industry that the sitcom project would be ready as scheduled.
25. Following the June 18, 2013 City Council vote, it was brought to the Plaintiffs' attention that the Resolution drafted would have to be amended to reflect that Defendant Greensboro's security interest would be a third-position lien rather than a second-position lien security interest.
26. Plaintiff BNT and the Plaintiffs Michael and Ramona Woods were informed that this

amendment was required because the Resolution initially drafted by the Greensboro City Attorney's office stated that the loan would be secured by a note and deed of trust with Defendant Greensboro's interest secured by "no more than a second lien" on the real property and improvements.

27. The Resolution was drafted, despite the fact that, prior to placing the loan on the June 18, 2013 agenda, Defendant Greensboro had full details regarding the amount and nature of the liens against the Plaintiffs' residence, including the fact that there was already a first and a second lien against the property.
28. Under the existing circumstance, Plaintiffs Michael and Ramona Woods and Plaintiff BNT, were under the reasonable impression and led to believe that the purpose of the special meeting by the City Council was perfunctory in nature and solely for the purpose of correcting language in the Resolution to state that the city of Greensboro's interest would be secured by "no less than a third (instead of a second) lien."
29. Notwithstanding all of the prior assurances made on June 18, 2013 and thereafter, Defendant Greensboro reneged on its loan approval at a July 16, 2013 City Council meeting, using as a pretext, that it was not willing to take a third-position security interest rather than a second-position security interest.

**FIRST CAUSE OF ACTION**  
**VIOLATION OF 42 U.S.C. §§ 1981, 1983 OF THE EQUAL PROTECTION**  
**CLAUSES TO THE 14<sup>TH</sup> AMENDMENT TO THE U.S. CONSTITUTION**  
**& ARTICLE I, SEC. 19 OF THE NORTH CAROLINA CONSTITUTION**

30. Paragraphs 1-29 of this Complaint are hereby fully realleged and reincorporated hereinafter.
31. At all material times to this action, Sections 1981 and 1983 of the Civil Rights Act of

1866 (42 U.S.C. Section 1981, and 1983) provide redress for violations of constitutionally guaranteed rights, including, without limitation, rights guaranteed under the Equal Protection Due Process Clause of the 14<sup>th</sup> Amendment.

32. Article I, Section 19 of the North Carolina Constitution states that: "No person shall be denied the equal protection of the laws; nor shall any person be subjected to discrimination by the State because of race, color, religion, or national origin."
33. Said constitutional and statutory provisions were in full force and effect during all times relevant to this action.
34. As a minority-owned limited liability company owned, that acquired an imputed racial identity as an African American company, Plaintiff BNT and Plaintiffs Michael and Ramona Woods, were within a protected class and entitled to the protections of the constitutional and statutory provisions alleged herein, including, without limitation, the equal protection clause of the 14 Amendment of the of the U.S. Constitution, the provisions of 42 U.S.C. §§ 1981 and 1983, and Article I, Section 19 of the N.C. Constitution.
35. Plaintiff BNT and Plaintiffs Michael and Ramona Woods were fully qualified to be awarded the loan for which it applied and indeed was initially approved.
36. Upon information and belief, the Defendants subsequently reneged upon and denied Plaintiffs' loan on an intentional discriminatory basis, while concocting the pretext that such loan was being denied due to a third-position security interest.
37. Plaintiff BNT and Plaintiffs Michael and Ramona Woods were treated differently from white citizens and non-minority owned businesses, as a matter of course, who have applied for and been approved through the same loan process evidenced as follows:

(a) Defendants' refusal to amend the closing conditions to allow Defendant Greensboro to take a third, but fully secured, position (behind the Plaintiffs' first mortgage and equity line of credit) constituted a de facto revocation of the prior loan approval.

(b) Because there was sufficient equity in the property to fully secure Greensboro's loan, irrespective of whether the City's equity position was ranked second or third, that rationale was a pretext for discriminating against Plaintiffs by revoking the loan, and was not a genuine, non-discriminatory good faith reason.

(c) Upon information and belief, the City Council has approved prior loans for non African-American applicants where Defendant Greensboro's secured position was third. And in any event the Plaintiffs were not offered or afforded the chance to consolidate the first mortgage and the equity line of credit into one first lien, so that Defendant Greensboro's secured position "would be no less than a second," if that were truly a good faith concern.

(d) Following the meeting, on July 18, 2013 Plaintiff BNT sent an email to Greensboro's City Attorney, Mike Williams requesting clarification, which stated (in part): "In reference to the amendment on July 16<sup>th</sup> set into motion by Councilman Matheny, am I correct in assuming that this motion that was passed means that the first approval from June 18<sup>th</sup> is still active and as long as the requirement of the city being in second position is met, the first resolution to grant us the loan still stands? Is this correct?" Neither Defendant Greensboro nor City Council responded to the question.

(e) At all material times pertinent hereto, and upon information and belief, over the past 24 to 36 months, the City Council has chosen to break their own rules, rewrite the

guidelines, or simply dismiss legal grounds altogether to support projects that are non-African American or Hispanic in nature.

(f) The City Council in January 2013 created a new incentive program in order to give a local developer, Kotis Holdings, an \$850,000.00 loan. The loan was then guaranteed with a third lien position after principals tied a personal residence to the deal as collateral. This loan was approved months before Plaintiff BNT was awarded the \$300,000.00 loan which was then reneged upon after the City Council stated they could not take a third position lien on Plaintiffs' loan.

(g) In August 2013 Defendant Matheny brought to the table Gerbing, a Stoneville high tech manufacturing clothing company, which wanted to move its headquarters downtown. Gerbing planned to spend \$233,384.00 to outfit a new office and hire 25 people. Defendant Greensboro and City Council moved to draft a new incentive policy that would give Gerbing \$125,000.00 grant up front. City Council decided not to approve the policy change, but it still gave Gerbing the grant money. This is a clear example of Defendant Greensboro's and City Council's stance to continuously rewrite their own rules and change their guidelines to accommodate non African/Hispanic companies.

(h) On or about November 2013 the City Council voted in favor of the Nussbaum Center for Entrepreneurship to convert a 20-year \$1,275,000.00 loan into a grant. Defendants cited the nonprofit business incubators' success at job creation as reason enough to allow it to default on not one, but two promissory notes it had made. This is the same company that defaulted on paying an initial \$75,000.00 no interest loan that was awarded by City Council in 2001. The Nussbaum Center for Entrepreneurship failed to



approved the \$300,000.00 loan via Resolution, promised disbursement of the proceeds within mere days thereafter, and was fully aware that time was of the essence.

57. Subsequent to that time, on or about July 16, 2013, Defendants reneged on their commitment to follow through with its obligation to honor any part of its loan commitment.
58. Plaintiff BNT and Plaintiffs Michael and Ramona Woods reasonably relied upon, to their detriment, Defendant Greensboro's and city Council's assertions that they would extend such a loan to Plaintiffs and that they would disburse such funds immediately as they realized time was of the essence.
59. Plaintiffs were induced into completing the loan application and entering into other financial commitments to its detriment, based upon these initial representations made by Defendant Greensboro.
60. Defendant Greensboro did breach its contractual obligations with Plaintiffs based in substantial part due to racial discrimination and unlawful conspiracy during the loan process.
61. The current economic harm experienced by Plaintiffs is a direct and proximate cause of the unlawful, unfair and deceptive trade practices of Defendant Greensboro and City Council.

#### **CLAIM FOR RELIEF**

WHEREFORE, the Plaintiffs respectfully prays the Court:

1. For judgment against the Defendants, jointly and severally, for compensatory, incidental and consequential damages in an amount exceeding Twenty-Five Thousand Dollars (\$25,000.00);



2. For an award of all pre-judgment and post-judgment interest as allowed by law;
3. That treble damages be awarded to Plaintiffs against the Defendants, jointly and severally for violation of N.C. Gen. Stat. § 75-1.1;
4. That the costs of this action be taxed to the Defendants, including an award of attorneys' fees, as allowed by law;
5. For trial by jury on all justicable issues raised in this Complaint; and
6. For such other relief that the Court deems just and proper.

This the 18th day of June 2014.

**Pro Hac Vice Motion To Be Submitted**

Willie E. Gary, Esq.

Gary, Williams, Parenti, Watson & Gary

221 SE Osceola Street

Stuart, Florida 34994

(772) 283-8260

**Pro Hac Vice Motion To Be Submitted**

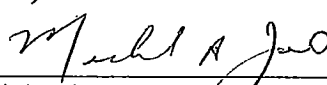
James Leonard Brown, Esq.

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5900 Wilshire Boulevard, Suite 2645

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\_\_\_\_\_  
Michael A. Jones, Esq.  
Michael A. Jones & Associates, PLLC.  
Chancellor Building  
100 East Parrish Street, Suite 450  
Durham, North Carolina 27707  
N.C. State Bar No 19099  
(919) 688-9882

# CERTIFICATE OF SERVICE

I hereby certify that a copy of this Summons & Complaint was served on the Defendants (i) via first class United States Mail, postage prepaid, certified return receipt delivery, addressed as follows:

Mr. Jim Westmoreland, City Manager  
City of Greensboro  
300 West Washington Street  
Greensboro, North Carolina 27401  
(Defendant City of Greensboro / Greensboro City Council)

Mayor Nancy Vaughn  
City of Greensboro / Greensboro City Council  
300 West Washington Street  
Greensboro, North Carolina 27401  
(Defendant City of Greensboro / Greensboro City Council)

Mr. Tony Wilkins  
Post Office Box 3136  
Greensboro, North Carolina 27402-3136

Ms. Nancy Vaughn  
902 Sunset Drive  
Greensboro, North Carolina 27408

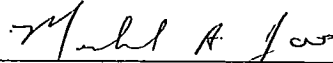
Ms. Nancy Hoffman  
57 Folkestone Drive  
Greensboro, North Carolina 27403

Ms. Marikay Abuzuaiter  
3601 Brassfield Oak Drive  
Greensboro, North Carolina 27410

Ms. T. Dianne Bellamy-Small  
3211 Delmonte Drive  
Greensboro, North Carolina 27406

Mr. Zach Matheny  
Post Office Box 3136  
Greensboro, North Carolina 27402-3136

This the 18th day of June 2014.

A handwritten signature in cursive script, appearing to read "Michael A. Jones", written over a horizontal line.

Michael A. Jones, Esq.  
Chancellor Building  
100 East Parrish Street, Suite 450  
Durham, North Carolina 27707  
N.C. State Bar No 19099  
(919) 688-9882